



General Assembly

***Substitute Bill No. 6615***

*January Session, 2003*

***AN ACT CONCERNING ARREST POWERS OF LOCAL POLICE.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 54-1f of the general statutes is repealed and the  
2 following is substituted in lieu thereof (*Effective October 1, 2003*):

3 (a) For purposes of this section, the respective precinct or  
4 jurisdiction of a state marshal or judicial marshal shall be wherever  
5 such marshal is required to perform duties. Peace officers, as defined  
6 in subdivision (9) of section 53a-3, in their respective precincts, shall  
7 arrest, without previous complaint and warrant, any person for any  
8 offense in their jurisdiction, when the person is taken or apprehended  
9 in the act or on the speedy information of others, provided that no  
10 constable elected pursuant to the provisions of section 9-200 shall be  
11 considered a peace officer for the purposes of this subsection, unless  
12 the town in which such constable holds office provides, by ordinance,  
13 that constables shall be considered peace officers for the purposes of  
14 this subsection.

15 (b) Sworn members of any local police department, outside their  
16 respective precincts, when on duty, may arrest, without previous  
17 complaint and warrant, any person for any offense when the person is  
18 taken or apprehended in the act or on the speedy information of others.  
19 Whenever a police officer makes an arrest under this subsection, such  
20 police officer shall immediately present the arrested person to the local

21 police department or state police troop having jurisdiction over the  
22 precinct in which the arrest was effected.

23 [(b) Members] (c) Sworn members of the Division of State Police  
24 within the Department of Public Safety or of any local police  
25 department or any chief inspector or inspector in the Division of  
26 Criminal Justice shall arrest, without previous complaint and warrant,  
27 any person who the officer has reasonable grounds to believe has  
28 committed or is committing a felony.

29 [(c) Members] (d) Sworn members of any local police department or  
30 the Office of State Capitol Police and constables and state marshals  
31 who are certified under the provisions of sections 7-294a to 7-294e,  
32 inclusive, and who perform criminal law enforcement duties, when in  
33 immediate pursuit of [one] a person who may be arrested under the  
34 provisions of this section, are authorized to pursue the offender  
35 outside of their respective precincts into any part of the state in order  
36 to effect the arrest. Such person may then be returned in the custody of  
37 such officer to the precinct in which the offense was committed.

38 [(d)] (e) Any person arrested pursuant to this section shall be  
39 presented with reasonable promptness before proper authority.

40 Sec. 2. Section 30-45 of the general statutes is repealed and the  
41 following is substituted in lieu thereof (*Effective October 1, 2003*):

42 The Department of Consumer Protection shall refuse permits for the  
43 sale of alcoholic liquor to the following persons: (1) Any state marshal,  
44 judicial marshal, judge of any court, prosecuting officer or member of  
45 any police force, (2) any first selectman holding office and acting as a  
46 chief of police in the town within which the permit premises are to be  
47 located, (3) a minor, and (4) any constable who performs criminal law  
48 enforcement duties and is considered a peace officer by town  
49 ordinance pursuant to the provisions of subsection (a) of section 54-1f,  
50 any constable who is certified under the provisions of sections 7-294a  
51 to 7-294e, inclusive, who performs criminal law enforcement duties  
52 pursuant to the provisions of subsection [(c)] (d) of section 54-1f, as

53 amended by this act, or any special constable appointed pursuant to  
54 section 7-92. This section shall not apply to out-of-state shippers', boat  
55 and airline permits. As used in this section, "minor" means a minor as  
56 defined in section 1-1d or as defined in section 30-1, whichever age is  
57 older.

This act shall take effect as follows:	
Section 1	<i>October 1, 2003</i>
Sec. 2	<i>October 1, 2003</i>

***Statement of Legislative Commissioners:***

Section 2 was added to make a conforming technical change for purposes of accuracy.

***JUD***      *Joint Favorable Subst.-LCO*